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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Group Art Unit: 1654

Michael P. Wenniger

Examiner: S. Coe

Serial No.: 10/709,746

Filed: May 26, 2004

For: NUTRITIONAL WEIGHT LOSS AGENT AND METHOD

Attorney Docket No.: FUNU 0102 PUSP

**AMENDMENT UNDER 37 C.F.R. § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions for a one month extension of time to respond to the Office Action mailed December 28, 2004, thereby extending the time period within which to respond to April 28, 2005.

In response to the Office Action mailed December 28, 2004, please amend the above-identified application as follows:

05/02/2005 NNGUYEN1 00000035 10709746

01 FC:2251

60.00 DP

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

April 28, 2005  
Date of Deposit

Michael S. Brodbine  
Name of Person Signing

[Signature]  
Signature